Academy of Motion Pictures Arts and Sciences v. Ampas.com Doc. 17

UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF VIRGINIA
Alexandria Division

ACADEMY OF MOTION PICTURES ARTS AND SCIENCES, a California non-profit corporation, Plaintiff, v. AMPAS.COM, an Internet domain name, Defendant.	Civil Action No. 1:07-cv-356-LMB-LO

DECLARATION OF BRIAN KANG IN SUPPORT OF PLAINTIFF'S MOTION FOR A DEFAULT JUDGMENT TRANSFERRING <AMPAS.COM> TO PLAINTIFF

I, Brian Kang, hereby declare:

1. I am an associate with Quinn Emanuel Urquhart Oliver & Hedges, LLP, attorneys for Plaintiff ACADEMY OF MOTION PICTURES ARTS AND SCIENCES ("A.M.P.A.S.") and submit this declaration in support of Plaintiff's Motion for a Default Judgment Transferring <ampas.com> to Plaintiff. The statements made in this declaration are based on my personal knowledge, and if called as a witness, I could testify competently to these matters.

I. Unlawful Use of the Domain Name <AMPAS.COM>

2. The website <www.ampas.com> is designed to mislead consumers regarding its association with A.M.P.A.S. Upon information and belief, <ampas.com> operates that website to provide, like A.M.P.A.S., information regarding the Academy Awards and the motion picture industry. When Internet users visit the Web site located at <ampas.com>, they see a screen containing a search engine with links to several categories. Displayed across the top of the screen is the heading "<ampas.com>." Among the categories prominently displayed and designated as either "popular categories" or "popular links" are "2007 academy awards,"

Dockets.Justia.com

"academy award winners," "academy award nominees," "oscar statuette images," "korean girls," "sex," "gay sex," "porno," "oscar," and "films." Although the layout of the webpage and the specific links vary from time to time, the search engine and the presence of references to A.M.P.A.S.®, ACADEMY AWARDS®, OSCAR® and either "girls" or "sex" is consistent between different versions of the page. True and correct copies of the page located at <http://www.ampas.com> from 2005 are attached as **Exhibit A.** True and correct copies of the page located at <http://www.ampas.com> from 2007 are attached as **Exhibit B.** When the links under "Popular Links" are clicked by users, they are directed to a screen that also contains a search engine with links to either a list of "Top Sites" or "Sponsored Links," or both. True and correct copies of the Web pages as they appeared on 8/9/2005, are attached as **Exhibit C.**

3. Upon information and belief, the registrant, owner, and operator of the <ampas.com> domain name has used that domain name to exploit the substantial public trust and recognition associated with the A.M.P.A.S.® mark. When registering the domain name on March 24, 2002, the registrant must have been aware of the famous A.M.P.A.S.® mark and the vast and valuable goodwill that the mark symbolizes. Attached hereto as **Exhibit D** is a true and correct copy of the domain name records for the domain name <ampas.com>. These records show that the <ampas.com> domain name was registered on March 24, 2002. Upon information and belief, the registrant registered <ampas.com> because it is nearly identical to the A.M.P.A.S.® mark and then used the domain name to facilitate consumers' mistaken association between the <ampas.com> website and A.M.P.A.S.

4. No person associated with A.M.P.A.S. has ever authorized <ampas.com> or any person associated with the <ampas.com> domain name or website, to display, use, distribute, or copy any of A.M.P.A.S.'s trademarks for any purpose whatsoever. I am not aware of any prior lawful use of the domain name <ampas.com>, either bona fide noncommercial use, fair use, or

prior use in connection with bona fide goods or services. Rather, upon information and belief, the registrant of <ampas.com> intentionally and willfully registered the domain name and created the website at that domain name in bad faith with full knowledge of A.M.P.A.S.'s ownership of and exclusive rights to use the A.M.P.A.S.® mark, with the intent to deceive and mislead the public into believing that the <ampas.com> website and its links to commercial advertisements, news and information were sponsored by or associated with A.M.P.A.S. In fact, upon information and belief, the registrant depended on consumers' widespread recognition of the A.M.P.A.S.® mark to attract more Internet users to <ampas.com> based on a false association with A.M.P.A.S., and to divert to its website consumers looking for websites belonging to or affiliated with A.M.P.A.S.

5. This use of the <ampas.com> domain name is likely to cause consumer confusion or deceive consumers into thinking that the <ampas.com> website and its services are affiliated with A.M.P.A.S. Upon information and belief, <ampas.com> and the registrant of <ampas.com> have intentionally and in bad faith created this misimpression. These unlawful activities have diluted the distinctive qualities of the A.M.P.A.S.® mark in identifying A.M.P.A.S.'s goods or services and have caused A.M.P.A.S. great and irreparable harm.

6. I am not aware of any contacts that the registrant of the domain name <ampas.com> has with the United States.

II. Default Proceedings

7. Before instituting any legal proceedings, A.M.P.A.S. notified the registrant of <ampas.com> that use of the domain name infringed A.M.P.A.S.'s famous A.M.P.A.S.® mark and requested, among other things, that the registrant transfer the domain name registration for <ampas.com> to A.M.P.A.S. A.M.P.A.S. also notified the registrant that if it failed to comply with these requests, A.M.P.A.S. would consider pursuing its legal remedies under the Anticybersquatting Consumer Protection Act of 1999, 15 U.S.C. § 1125(d)(2)(A). Attached hereto as **Exhibit E** is a true and correct copy of the notice that A.M.P.A.S. provided to the registrant of <ampas.com>.

8. A.M.P.A.S. initially submitted the dispute over the domain name <ampas.com> to the World Intellectual Property Organization ("WIPO") for arbitration pursuant to the Uniform Domain Resolution Policy agreed to by the registrant, Lin ZanSong, and the registrar of the domain name, which is a Chinese company. The arbitration panel ruled in favor of A.M.P.A.S. and ordered the domain name <ampas.com> be transferred to A.M.P.A.S. A copy of the order is attached as **Exhibit F.** A certified translation of the order is attached as **Exhibit G.** However, the registrar refused to transfer the domain name to A.M.P.A.S., and stated that Lin ZanSong initiated a proceeding in a Chinese court naming A.M.P.A.S. as a defendant and seeking to determine the ownership of the disputed domain name. This effectively stalled the transfer of the domain name to A.M.P.A.S. To date, A.M.P.A.S. has not been served with any complaint filed in any Chinese court concerning the disputed domain name.

9. Because the domain name registrant failed to respond to this notice, A.M.P.A.S. filed the instant lawsuit to protect its valuable A.M.P.A.S.® mark.

I declare under penalty of perjury that the foregoing is true and correct to the best of my knowledge. Executed this 14 day of August, 2007, at Los Angeles, California.

Brian Kang

CERTIFICATE OF SERVICE

I hereby certify that the foregoing Declaration of Brian Kang in Support of Plaintiff's Motion for a Default Judgment Transferring <AMPAS.COM> to Plaintiff was filed with the Clerk of the Court using the CM/ECF system, and that a copy was served via Federal Express and email on the registrant of the defendant domain name, which is a non-filing user, at the postal and email addresses set forth below:

Lin ZanSong
1688 RM RD.
Wenzhou, Zhejiang
China 325000
Email: master@21cn.net

this 15th day of August, 2007.

/s/

Maureen E. Carr
Virginia State Bar No. 72802
Counsel for Academy of Motion Pictures
Arts and Sciences
REES BROOME, PC
8133 Leesburg Pike, Ninth Floor
Vienna, Virginia 22182
(703) 790-1911 (phone)
(703) 790-5249 (fax)
mcarr@reesbroome.com

K:\01\01598\00001\PLDNGS\070801 declaration of brian kang in support of motion for default judgment.doc

Exhibit A

ampas.com

What you need, when you need it

August 9, 2005

Bookmark this page | Make this your homepage

Sex Gay Sex Oscar Porno Amps Music Films

Popular Links

- Sex
- Gay Sex
- Oscar
- Porno
- Amps
- Music
- Films
- Job
- Hotels
- Writing

Popular Categories

Sex
Porno
Films
Writing
Christian Singles
Nelson Eddy
Gay Sex
Amps
Job
Lifetime Achievement Award
Korea
Powerpoing
Oscar
Music
Hotels
Work From Home
Airline Tickets
Sheet Music

Favorite Categories

Travel
- Airline tickets
- Hotels
- Car Rental
- Air Charter
- South Beach Hotels

Money Savers
- Online Banking
- Online Payment
- Debt Consolidation
- Foreclosures
- Free Credit Report

Gambling
- Free Casino Games
- Poker
- Texas Holdem
- Blackjack
- Casino

Services
- Car Insurance
- Mortgage
- Business Opportunities
- Life Insurance
- Work from Home

Leisure
- Music
- Dating
- Christian Singles
- Cell Phones
- Jewish Singles

Learn More
- Real Estate Training
- College
- Weight Loss
- Alcohol Treatment
- MCSE Certification

Search: [ ] Search

Sex | Gay Sex | Oscar | Porno | Amps | Music | Films

Exhibit B

Search results for:

2007 academy awards

What you need, when you need it

Bookmark this page | Mi

Airline Tickets | Employment | Car Insurance | Ringtones | Dating | Houses For Sale

Popular Links

- **Airline Tickets**
- **Employment**
- **Car Insurance**
- **Ringtones**
- **Dating**
- **Houses For Sale**
- **Mortgage**
- **Hotels**
- **Work From Home**
- **Free Credit Report**

Featured Site

Awards
Find: Awards. Review & Compare!
http://FindStuff.com

Sponsored Links

2007 Academy Awards
Keep Updated on all the Nominees for the 79th Annual **Academy Awards**!
ABCNews.com

The 2007 Oscar Awards
The New York Times reports on this year's winners and losers
movies.nytimes.com

Top Sites

Academy Award - Buy At Dealtime.com!
Save time and money every time you shop! DealTime lets you compare pr
www.DealTime.com

Rewards Cards
Spend money and earn rewards. Compare credit card rewards offers.
www.RewardCards.com

Find Award
Looking for Award? Find it cheaper at ShopBrite. Your source for ever
ShopBrite.com

Awards At Shopping.com!
Find, compare and buy Furniture and other Home and Garden products. R
www.Shopping.com

Academy Award Trophy
Shop and compare great deals on Academy Award Trophy and millions of
Shopping.MonsterMarketplace.com

Find 2007 Academy Awards Info At Netster.com

Ampas.com

What you need, when you need it

Search:

Main

- » 2007 Academy Awards
- » Korea
- » Academy Award Nominees
- » Picture Frames
- » Academy Award Winners
- » Forex

Popu

Korean Girls

Oscar Statuette Images

Awards

Japan Girl

Japanese Girl

Award

Ampas.com favorites: Employment | Russian Girl | Photo Album | Oscar | Picture | Study Abroad

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2007 Academy Awards Korea Academy Award Nominees Picture Frames Academy Award Winners Korean Girls

- 2007 Academy Awards
- Korea
- Academy Award Nominees
- Picture Frames
- Academy Award Winners
- Forex
- Korean Girls
- Oscar Statuette Images
- Awards
- Japan Girl

Popular Categories

2007 Academy Awards	**Korea**	**Academy Aw Nominees**
Picture Frames	**Academy Award Winners**	**Forex**
		Korean Girls
Oscar Statuette Images	**Awards**	**Japan Girl**
	Japanese Girl	**Award**
Employment	**Russian Girl**	**Photo Album**
Oscar	**Picture**	**Study Abroa**

Favorite Categories

Travel
- Airline tickets
- Hotels
- Car rental
- Flights
- South Beach Hotels

Finance
- Free credit report
- Online Payment
- Credit Card Application
- Car Insurance
- Health insurance

Home
- Foreclosures
- Houses For Sale
- Mortgage
- People Search
- Real Estate Trai

Business
- Employment
- Work from home
- Reorder Checks
- Used Cars
- Business Opportunities

Entertainment
- Games
- Casino
- Music
- Cell Phones
- Ringtones

Lifestyle
- Dating
- Christian Singles
- Jewish Singles
- Engagement Rin
- Chat

Search

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2007 Academy Awards | Korea | Academy Award Nominees | Picture Frames | Academy Award Winners | F

Popular Links

- 2007 Academy Awards
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- Picture Frames
- Academy Award Winners
- Forex
- Korean Girls
- Oscar Statuette Images
- Awards
- Japan Girl

Popular Categories

2007 Academy Awards	Korea	Academy Aw
Picture Frames	Academy Award Winners	Forex
Korean Girls	Oscar Statuette Images	Awards
Japan Girl	Japanese Girl	Award
Employment	Russian Girl	Photo Album
Oscar	Picture	Study Abroa

Favorite Categories

Travel
- Airline tickets
- Hotels
- Car rental
- Flights
- South Beach Hotels

Finance
- Free credit report
- Online Payment
- Credit Card Application
- Car Insurance
- Health insurance

Home
- Foreclosures
- Houses For Sa
- Mortgage
- People Search
- Real Estate Tr

Business
- Employment
- Work from home
- Reorder Checks
- Used Cars
- Business Opportunities

Entertainment
- Games
- Casino
- Music
- Cell Phones
- Ringtones

Lifestyle
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- Christian Singl
- Jewish Singles
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Main Menu

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Employment	Russian Girl	Photo Album
Oscar	Picture	Study Abroad

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Oscar	Picture	Study Abroad

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2007 Academy Awards | Korea | Academy Award Nominees | Picture Frames | Academy Award Winners | Forex | K

Exhibit C

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Sex Gay Sex Oscar Porno Amps Music Films

Popular Links

- Sex
- Gay Sex
- Oscar
- Porno
- Amps
- Music
- Films
- Job
- Hotels
- Writing

Top Sites

What Men Must Know
Learn the sexual secrets of attracting beautiful women
www.doubleyourdating.com

$1.00 Lifetime Membership - Live Sex Cams
Have you ever experienced the fun of having a real live person doing whatever you want? iFriends has over 10,000 registered cam hosts. Your lifetime membership is just $1.00! Join today.
www.epornpalace.com

Adult Friend Finder Sex Personals
Anonymously find singles, couples and group action. Search over 10,000,000 profiles and thousands of sexy member photos. It's free and easy to join.
www.adultfriendfinder.com

Score Some Hot Sex Tonight!
Search from more than 19 million member profiles, thousands of pictures, and sexy webcam videos. Find lusty singles, couples, or groups in your area. Join now for free!
www.adultfriendfinder.com

The Napster of Porn - The Original Free Passwords
Lesson #1: Don't pay for porn when you can get it for free! We teach you how to get into the web's top premium porn sites for free! A credit card is needed for age verification!
www.freepornlessons.com

Find Girls or Men For Sex, Group Sex
AdultFriendFinder.com - Anonymously find singles, couples and group Sex in your loal area. Over 17,000,000 profiles and thousands of sexy member. It's free to join.
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Teen Gay
Charming Teen Gay Portal Will Blast Your Imagination
http://teen-gay.dateU.to

Gay Sex
Chat About Sex and Hooking Up Meet with local hot gay and bi-guys
http://www.InteractiveMale.com

Gay XXX Videos
Eager Gay Men Sucking, Licking & Banging Hard Beef. Aff
http://www.straightgoesgay.com

Adult Sex Community
The Hottest Adult Dating Community Online. Come Take A Peek!
http://www.Eroticy.com

Top Sites

Get Laid Tonight
Meet Your Match! Real Singles Looking For Hot Sex. Discreet
c.goclick.com

Sex Search Adult Personals
Millions of horny members looking for sex. Sign up today and get laid tonight!
c.goclick.com

Worldwide Gay Personals
Anonymously meet gay and bisexual men for dates, sex and more. Search from over 500,000 adult profiles and photos of men near you today. It's free and easy to join.
c.goclick.com

Top 10 Web Sites for 'gay sex'
For your convenience, we've gathered hundreds of "gay sex" web sites and narrowed them down to the top 10.
c.goclick.com

Hot Casual Sex
Men & Women In Your Area. Find The Match You Are Looking For Now. Thousand Of Profiles.
c.goclick.com

Meet Women and Men For SEX
AdultFriendFinder Sex Personals - Anonymously find singles, couples and group action. Over 17,000,000 profiles and thousands of sexy member photos. It's free and easy to join.
c.goclick.com

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Target.com: Official Site
(Home and Garden) Home and Garden at Target
http://www.Target.com

Oscar
Only $9.99 (or order used). Qualified orders over $25 ship free
http://Amazon.com

Sesame Street - Free DVD
Free, A Magical Halloween Adventure Free and easy, get yours now!
http://EveryFreeGift.com

Top Sites

Oscar DVD for $1.99
Join Disney Movie Club & Get 3 for $1.99 each. Plus, Free Shipping.
www.DisneyMovieClub.com

Lowest Prices At DealTime!
Save time & money every time you shop online: DealTime is a free comparison-shopping service that helps you find the Web's best prices on everything from Computers & Electronics to Jewelry, Toys & more.
www.dealtime.com

Best Louisiana Bed & Breakfast Guide - BNBINNS.COM
Search one of the most popular bed and breakfast sites online. Thousands of inns viewed by thousands of travelers every day. The largest collection of independently reviewed inns online!
www.bnbinns.com

Buy and Sell Movies For Less on eBay!
Looking for the movie Oscar? Buy on eBay today and find exactly what you are looking for!
www.ebay.com

Buy Oscar At PerfumeMart.Com
Oscar available with Free shipping, samples and giftwrap - PerfumeMart.Com
www.perfumemart.com

FREE Shipping @ Perfume Emporium
Oscar cologne is on sale at Perfume Emporium. We have over 5,000 designer fragrances at up to 70% off retail. Shop with confidence with our 30-day money back guarantee and enjoy free shipping by entering coupon code FS2000.
www.perfumeemporium.com

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http://www.iFriends.net/Porn

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The #1 sex pick of The King. Extremely good porn - 100% Free!
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Top 10 Web Sites for 'Free Porn'
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Have you ever experienced the fun of having a real live person doing whatever you want? iFriends has over 10,000 registered cam hosts. Your lifetime membership is just $1.00! Join today.
www.epornpalace.com

Adult Friend Finder Sex Personals
Anonymously find singles, couples and group action. Search over 10,000,000 profiles and thousands of sexy member photos. It's free and easy to join.
www.adultfriendfinder.com

Get Laid Tonight
Meet Your Match! Real Singles Looking For Hot Sex. Discreet
www.hotmatchup.com

Credit Card Needed - $0.00 3 Day Trials
Just prove you are 18 with a credit card/debit card or check, and you'll get free access for 3 days! Over 40 Amazing adult sites you can try 100% free! Enjoy!
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http://www.eBay.com

Amplifiers At Abt
30 Day Money Back Guarantee Free Shipping On Most Electronics
http://www.AbtElectronics.com

Amplifier
A New Approach to Amplification - The Bose L1 Cylindrical Radiator
http://www.bose.com

Amplifier
Low Price Guarantee! Buy Gear for Less. Free Shipping Available!
http://www.musiciansfriend.com

Top Sites

Teknocraft: Amplifiers
Proportional valve specialists offering expertise in designing advanced fluid control and fluid power products.
www.teknocraft.com

Amp at Shopping.com!
Find, compare and buy Amplifiers and Preamps and other Home Stereo and Audio products at Shopping.com. Read product reviews and compare prices with tax & shipping.
www.shopping.com

Amp on eBay
Buy and sell Amp on eBay and get great prices online.
www.ebay.com

Discount Electronics
Brand Name Car and Home Audio, Digital Cameras, MP3 players, Video Games, and Much More!!
c.goclick.com

Amps at AmericanMusical.com
Check out our famous EZ pay plans, low price guarantee, free shipping, 45-day money back guarantee, 24/7 customer service and one year extended manufacturer's warranties.
www.americanmusical.com

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Get more information on amps right now! We pull from the some of the biggest search engines on the internet, so you don't have too!
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Watch Videos, Listen to Songs, Buy Tickets, Read Bios & More
http://Music.AOL.com

Listen to Music Online
Burn CDs, Fill mp3 Players & More! Legal Access To 1,000,000 Songs
http://www.Real.com/Rhapsody

Music
100% Free & Legal Music Downloads Find Your Favorite Songs!
http://www.EZ-Tracks.com

Music Downloads
12 Billion Songs - No Download Fees Favorite Artist, Find Music
http://My-Free-Music.com

Top Sites

Worldwide Gifts, Music Boxes and Musical Gifts
Shop for music boxes, musical gifts, miniature musical instruments, custom music boxes, carousels, water globes, mini clocks, and toy pianos for kids.
www.giftsonline.net

Buy Concert Tickets Online - Nationwide
Guaranteed low prices. Ticket Retriever is your concert ticket destination with schedules and tickets for every tour nationwide. Order online or via telephone today for FedEx delivery.
www.ticketretriever.com

Download 20 FREE song instantly from EZ-Tracks.com
Choose from 40,000 songs - nothing to buy, ever. All songs compatible with your iPod, MP3 player or computer. 100% Legal.
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♫FREE Ringtones And Wallpapers For Your Cell
Spice Up Your Cell Phone For FREE. Just Enter Your Cell # And Select Your Favourite Ringtone From Our Hot List Of Today's Top Songs, Or A Hot Babe Wallpaper! It's That Easy! (US Only)
c.goclick.com

Learn to Play the piano by ear ONLINE! Only $397
Learn to play absolutely any song on the piano in virtually minutes using our simple lessons with easy-to-understand techniques, principles and tricks.
c.goclick.com

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Popular Links

- Sex
- Gay Sex
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- Films
- Job
- Hotels
- Writing

Sponsored Links

Pursue Your Writing Dream
Learn from a Professional Writer Free Writing Test offered.
http://www.breakintoprint.com

Start your novel in L.A.
3-day intermediate fiction workshop with Bruce Bauman, Sept 23-25
http://www.westcoastwritersworkshops.com

Creative writing software
Helps young people write creatively Maybe even the next Harry Potter!
http://www.storywizard.co.uk/?source=googl

Acclaimed Writing Classes
Pro writers teach writing online Selected "Best of Web" by Forbes
http://www.writingclasses.com

Top Sites

One Of A Kind Writer Speakers Student Sentence Thesaurus
Unique online communications thesaurus compiles like sentences in 403 categories when a single synonym does not help. Writing, students, speakers, homework help, and more.
www.sentence-thesaurus.com

A Great Resume Service, Inc.
International resume writing and career coaching firm specializing in resumes, cover letters, and career coaching. Free reviews and guarantee offered.
www.agreatresume.com

Employment 911, Resume Writing Service
Resume writing service with professional writers guarantees more job interviews within six weeks. Provides free cover and thank-you letters with every order.
www.employment911.com

Become a Published Author
Dorrance Publishing Company has an eighty-year history of quality book publishing, promotion and distribution for new and established authors.
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Search jobs or post your resume. And get a free career consultation
http://job.com

Part-Time And Hourly Jobs
Apply to great part-time and hourly jobs with America's top companies.
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Search this job posting database and find the right job. Post a resume, browse jobs by category, or find interview tips and career information.
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Exhibit D

Markmonitor - Do you know who's using your brand? We Do.

MARKMONITOR We do.

REVERSEWhois

Search Criteria

Search Term: master@21cn.net

#Records Exact Match: 288

Report generated on: Nov 1 2006 1:28:50:566PM

Report Results

#	Domain	TLD	Registrant Name	Name servers
1	ningbo	info	Lin Zan Song .	ns2.dns-diy.com ns1.dns-diy.com
2	wenzhou	info	Lin Zan Song .	ns2.dns-diy.com ns1.dns-diy.com
3	chongqing	biz	Lin Zan Song .	ns1.dns-diy.com ns2.dns-diy.com
4	shuozhou	com	shuozhou.com	ns1.dns-diy.com
5	aoyun	org	Lin ZanSong .	ns2.dns-diy.com ns1.dns-diy.com
6	dopa	us	Jason Lin China Internet Ltd.	ns1.dns-diy.com ns2.dns-diy.com
7	dotad	com	Lin ZanSong .	ns2.proredirect.com ns1.proredirect.com
8	flashmovies	com	Lin ZanSong .	ns1.dns-diy.com ns2.dns-diy.com
9	cxol	com	Lin ZanSong .	dns1.365.com dns2.365.com
10	edustar	com	Lin ZanSong	ns1.dns-diy.com
11	analease	com	Lin ZanSong	ns1.dns-diy.com
12	gazety	com	Lin ZanSong	ns1.dns-diy.com
13	aribu	com	Lin ZanSong	ns1.dns-diy.com
14	eashi	com	lin zan song	ns1.dns-diy.com
15	zhejiang	info	Lin Zan Song Organization	ns2.dns-diy.com ns1.dns-diy.com
16	8848	biz	Lu A Feng Lu A Feng	ns1.dns-diy.com ns2.dns-diy.com

Report Results

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17	guangzhou	biz	Lin ZanSong .	ns1.dns-diy.com ns2.dns-diy.com
18	yantai	biz	Lin ZanSong .	ns2.dns-diy.com ns1.dns-diy.com
19	yellowriver	biz	Lin ZanSong .	ns1.proredirect.com ns2.proredirect.com
20	wenzhou	biz	Lin Zan Song .	ns1.dns-diy.com ns2.dns-diy.com
21	1-1	biz	Lin ZanSong .	ns1.dns-diy.com ns2.dns-diy.com
22	111	biz	Lin ZanSong .	ns1.dns-diy.com ns2.dns-diy.com
23	0190	biz	Lin ZanSong .	ns1.dns-diy.com ns2.dns-diy.com
24	24k	biz	Lin ZanSong .	ns1.proredirect.com ns2.proredirect.com
25	chinese	biz	Lin ZanSong .	ns1.dns-diy.com ns2.dns-diy.com
26	planb	biz	Lin Zan Song .	ns1.proredirect.com ns2.proredirect.com
27	ktv	biz	Lin Zan Song .	ns1.proredirect.com ns2.proredirect.com
28	qingdao	biz	Lin Zan Song .	ns2.dns-diy.com ns1.dns-diy.com
29	harbin	biz	Lin Zan Song .	ns1.proredirect.com ns2.proredirect.com
30	master	biz	Lin Zan Song .	ns1.proredirect.com ns2.proredirect.com
31	taipei	biz	Lin Zan Song .	ns2.dns-diy.com ns1.dns-diy.com
32	taishan	biz	Lin Zan Song .	ns2.dns-diy.com ns1.dns-diy.com
33	shenzhen	biz	Lin Zan Song .	ns2.dns-diy.com ns1.dns-diy.com
34	shenyang	biz	Lin Zan Song .	ns2.dns-diy.com ns1.dns-diy.com
35	163	biz	Lu A Feng .	ns1.dns-diy.com ns2.dns-diy.com
36	dumpsters	com	Lin ZanSong .	ns2.proredirect.com ns1.proredirect.com
37	galleriaofcasinos	com	Lin ZanSong .	ns2.proredirect.com ns1.proredirect.com
38	photo	biz	Lin ZanSong Lin ZanSong	ns1.dns-diy.com ns2.dns-diy.com
39	dalian	biz	Lin Zan Song .	ns1.proredirect.com ns2.proredirect.com
40	chengdu	biz	Lin Zan Song .	ns1.dns-diy.com ns2.dns-diy.com
41	chinatour	biz	Lin Zan Song .	ns1.proredirect.com ns2.proredirect.com
42	changzhou	info	Lin Zan Song .	ns2.dns-diy.com ns1.dns-diy.com
43	changsha	info	Lin Zan Song .	ns2.dns-diy.com ns1.dns-diy.com
44	baoding	info	Lin Zan Song .	ns2.dns-diy.com ns1.dns-diy.com

Report Results

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45	beijing	info	Lin ZanSong .	ns2.dns-diy.com ns1.dns-diy.com
46	cpa	biz	Lin ZanSong Lin ZanSong	ns1.dns-diy.com ns2.dns-diy.com
47	coins	biz	Lin ZanSong Lin ZanSong	ns1.dns-diy.com ns2.dns-diy.com
48	51jobs	com	Lin ZanSong	ns1.dns-diy.com
49	najlepszy	com	Lin ZanSong	ns1.dns-diy.com
50	namedealer	com	Lin ZanSong	ns1.dns-diy.com
51	muffinz	com	Lin ZanSong	ns1.dns-diy.com
52	businessid	com	Lin ZanSong	ns1.dns-diy.com
53	kekasihku	com	Lin ZanSong	ns1.dns-diy.com
54	kalma	com	Lin ZanSong	ns1.dns-diy.com
55	bianfeng	com	Lin ZanSong	ns1.dns-diy.com
56	bisen	com	Lin ZanSong	ns1.dns-diy.com
57	guanming	com	Lin ZanSong	ns1.dns-diy.com
58	edom	com	Lin ZanSong	ns1.dns-diy.com
59	mlsnyc	com	lin zan song	ns1.dns-diy.com
60	kasha	com	lin zan song	ns1.dns-diy.com
61	gotone	com	Lin ZanSong	ns1.dns-diy.com
62	glcs	com	Lin ZanSong	ns1.dns-diy.com
63	glassdesign	com	Lin ZanSong	ns1.dns-diy.com
64	jiyi	com	Lin Zan Song	ns1.dns-diy.com
65	ebonline	com	Lin ZanSong .	ns1.dns-diy.com
66	changchun	info	Lin ZanSong Lin ZanSong	ns2.proredirect.com ns1.proredirect.com
67	jobstrategy	com	Lin ZanSong	ns2.dns-diy.com ns1.dns-diy.com
68	justdvds	com	Lin ZanSong	ns1.dns-diy.com
69	jiangjin	com	jiangjin.com	ns1.dns-diy.com
70	hkwb	com	hkwb.com	ns1.dns-diy.com
71	ebabies	com	Lin ZanSong	ns1.dns-diy.com
72	hanix	com	Lin ZanSong	ns1.dns-diy.com

Report Results

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73	healthbeat	com	Lin ZanSong	
74	heibe	com	Lin ZanSong	ns1.dns-diy.com
75	jinu	com	Lin ZanSong	ns1.dns-diy.com
76	julesasner	com	Lin ZanSong	ns1.dns-diy.com
77	kelz	com	Lin ZanSong	ns1.dns-diy.com
78	kehuan	com	Lin ZanSong	ns1.dns-diy.com
79	a-to-z	com	Lin ZanSong	ns1.dns-diy.com
80	abseil	com	Lin ZanSong	ns1.dns-diy.com
81	biokini	com	Lin ZanSong	ns1.dns-diy.com
82	buri	com	Lin ZanSong	ns1.dns-diy.com
83	yousee	com	Lin ZanSong	ns1.dns-diy.com
84	xuchang	com	lin zansong	ns1.dns-diy.com ns2.dns-diy.com
85	wrestlingbelts	com	Lin ZanSong	ns1.dns-diy.com ns2.dns-diy.com
86	digitaldiary	com	Lin ZanSong	ns1.dns-diy.com ns2.dns-diy.com
87	casino888	com	Lin ZanSong	ns1.dns-diy.com ns2.dns-diy.com
88	stewards	com	Lin ZanSong	ns1.dns-diy.com ns2.dns-diy.com
89	stardogradio	com	Lin ZanSong	ns1.dns-diy.com ns2.dns-diy.com
90	webe	com	Lin ZanSong	ns1.dns-diy.com ns2.dns-diy.com
91	chinadress	com	Lin ZanSong	ns1.dns-diy.com ns2.dns-diy.com
92	tiyou	com	Lin ZanSong	ns1.dns-diy.com ns2.dns-diy.com
93	vrouw	com	Lin ZanSong	ns1.dns-diy.com ns2.dns-diy.com
94	prepaidcellular	com	Lin ZanSong	ns1.dns-diy.com ns2.dns-diy.com
95	pc-letter	com	Lin ZanSong	ns1.dns-diy.com ns2.dns-diy.com
96	liupanshui	com	Lin ZanSong	ns1.dns-diy.com ns2.dns-diy.com
97	zhanjiang	com	lin zansong	ns1.dns-diy.com ns2.dns-diy.com
98	ktimt	com	Lin ZanSong	ns1.dns-diy.com ns2.dns-diy.com
99	cenxi	com	Lin Zan Song	ns1.dns-diy.com ns2.dns-diy.com
100	pcphoto	com	Lin Zan Song	ns1.dns-diy.com ns2.dns-diy.com

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101	ankang	com	Lin ZanSong	ns1.dns-diy.com
102	onome	com	Lin ZanSong	ns1.dns-diy.com ns2.dns-diy.com
103	piri	com	Lin ZanSong	ns1.dns-diy.com ns2.dns-diy.com
104	ccdesign	com	Lin ZanSong	ns1.dns-diy.com ns2.dns-diy.com
105	kuroineko	com	Lin ZanSong	ns1.dns-diy.com ns2.dns-diy.com
106	villalonga	com	Lin ZanSong	ns1.dns-diy.com ns2.dns-diy.com
107	vimana	com	Lin ZanSong	ns1.dns-diy.com ns2.dns-diy.com
108	outpatientclinics	com	Lin ZanSong	ns1.dns-diy.com ns2.dns-diy.com
109	jiuquan	com	Lin ZanSong	ns1.dns-diy.com
110	greetbeats	com	Lin ZanSong	ns1.dnseu.com
111	secrel	com	Lin ZanSong	ns1.dns-diy.com ns2.dns-diy.com
112	ratedhosts	com	Lin ZanSong	ns1.dns-diy.com ns2.dns-diy.com
113	rahbar	com	Lin ZanSong	ns1.dns-diy.com ns2.dns-diy.com
114	esera	com	Lin ZanSong	ns1.dns-diy.com ns2.dns-diy.com
115	yqbbs	com	YQBBS.COM.	ns1.dns-diy.com ns2.dns-diy.com
116	changxing	com	changxing.com	ns1.dns-diy.com ns2.dns-diy.com
117	microwavecomponents	com	lin zan song	ns1.dns-diy.com ns2.dns-diy.com
118	valuelimo	com	Lin ZanSong	ns1.dns-diy.com ns2.dns-diy.com
119	veripoint	com	Lin ZanSong	ns1.dns-diy.com ns2.dns-diy.com
120	wanzhou	com	Lin ZanSong	ns1.dns-diy.com ns2.dns-diy.com
121	thebear	com	lin zansong	ns1.dns-diy.com ns2.dns-diy.com
122	wenhai	com	Lin ZanSong	ns1.dns-diy.com ns2.dns-diy.com
123	winnetou	com	Lin ZanSong	ns1.dns-diy.com ns2.dns-diy.com
124	rongle	com	Lin ZanSong	ns1.dns-diy.com ns2.dns-diy.com
125	darlingtonuk	com	Lin ZanSong	ns1.dns-diy.com ns2.dns-diy.com
126	amalka	com	Lin ZanSong	ns1.dns-diy.com ns2.dns-diy.com
127	yamane	com	Lin ZanSong	ns1.dns-diy.com ns2.dns-diy.com
128	yumi	com	Lin ZanSong	ns1.dns-diy.com ns2.dns-diy.com

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129	ampas	com	Lin ZanSong	ns1.dns-diy.com ns2.dns-diy.com
130	blackarts	com	Lin ZanSong	ns1.dns-diy.com ns2.dns-diy.com
131	wshs	com	Lin ZanSong	ns1.dns-diy.com ns2.dns-diy.com
132	chinp	com	Lin ZanSong	ns1.dns-diy.com ns2.dns-diy.com
133	cshopping	com	Lin ZanSong	ns1.dns-diy.com ns2.dns-diy.com
134	d-cam	com	Lin ZanSong	ns1.dns-diy.com ns2.dns-diy.com
135	pancasila	com	Lin ZanSong	ns1.dns-diy.com ns2.dns-diy.com
136	landseer	com	Lin ZanSong	ns1.dns-diy.com ns2.dns-diy.com
137	orientnet	com	Lin ZanSong	ns1.dns-diy.com ns2.dns-diy.com
138	kingway	com	Lin ZanSong	ns1.dns-diy.com ns2.dns-diy.com
139	malepictures	com	Lin ZanSong	ns1.dns-diy.com ns2.dns-diy.com
140	luxurytax	com	Lin ZanSong	ns1.dns-diy.com ns2.dns-diy.com
141	imoet	com	imoet.com	ns1.dns-diy.com
142	hezhou	com	hezhou.com	ns1.dns-diy.com
143	wanyuan	com	Lin Zan Song	ns1.dns-diy.com ns2.dns-diy.com
144	kampeer	com	Lin ZanSong	ns1.dns-diy.com
145	kenzingen	com	Lin ZanSong	ns1.dns-diy.com
146	e-idea	com	Lin ZanSong	ns1.dns-diy.com
147	dosa	com	Lin ZanSong	ns1.dns-diy.com
148	kernkraft	com	Lin ZanSong	ns1.dns-diy.com
149	dreamdate	com	Lin ZanSong	ns1.mydomain.com
150	xxxposure	com	Lin ZanSong	ns2.mydomain.com ns1.mydomain.com
151	hnonline	com	Lin Zan Song	ns1.dns-diy.com
152	my365	com	Lin ZanSong .	ns1.dns-diy.com
153	xuefu	com	ZanSong, Lin None	ns1.interimnameserver.com ns2.interimnameserver.com
154	zhengben	com	wenzhou zhengben co. ltd. zhengben.com	ns1.dns-diy.com ns2.dns-diy.com
155	xn--fjqw68e	com	Lin ZanSong Lin ZanSong	ns000.onlinenic.com ns4.onlinenic.com
156	rampok	com	Lin ZanSong	ns1.dns-diy.com ns2.dns-diy.com

Report Results

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157	raffaella	com	Lin ZanSong	ns1.dns-diy.com ns2.dns-diy.com
158	michaeljones	com	Lin ZanSong	ns1.dns-diy.com ns2.dns-diy.com
159	huibang	com	Lin ZanSong	ns1.dns-diy.com ns2.dns-diy.com
160	waterwell	com	Lin ZanSong	ns1.dns-diy.com ns2.dns-diy.com
161	weightfree	com	Lin ZanSong	ns1.dns-diy.com ns2.dns-diy.com
162	learjets	com	Lin ZanSong	ns1.dns-diy.com ns2.dns-diy.com
163	farol	com	Lin ZanSong	ns1.dns-diy.com ns2.dns-diy.com
164	zeos	com	Lin ZanSong	ns1.dns-diy.com ns2.dns-diy.com
165	365flower	com	Lin ZanSong	ns1.dns-diy.com ns2.dns-diy.com
166	yuhua	com	Lin ZanSong	ns1.dns-diy.com ns2.dns-diy.com
167	0851	com	Lin ZanSong	ns1.dns-diy.com ns2.dns-diy.com
168	compasshealth	com	Lin ZanSong	ns1.dns-diy.com ns2.dns-diy.com
169	lutuye	com	Lin ZanSong	ns1.dns-diy.com ns2.dns-diy.com
170	qianan	com	qianan.com	ns1.dns-diy.com ns2.dns-diy.com
171	qdwb	com	qdwb.com	ns1.dns-diy.com ns2.dns-diy.com
172	fmol	com	lin zan song	ns1.dns-diy.com ns2.dns-diy.com
173	ltci	com	Lin ZanSong	ns1.dns-diy.com ns2.dns-diy.com
174	roofjack	com	Lin ZanSong	ns1.dns-diy.com ns2.dns-diy.com
175	putadas	com	Lin ZanSong	ns1.dns-diy.com ns2.dns-diy.com
176	pyeongyang	com	Lin ZanSong	ns1.dns-diy.com ns2.dns-diy.com
177	premiermail	com	Lin ZanSong	ns1.dns-diy.com ns2.dns-diy.com
178	romaji	com	Lin ZanSong	ns1.dns-diy.com ns2.dns-diy.com
179	promedent	com	Lin ZanSong	ns1.dns-diy.com ns2.dns-diy.com
180	limpbizket	com	Lin ZanSong	ns1.dns-diy.com ns2.dns-diy.com
181	klinik	com	Lin ZanSong	ns1.dns-diy.com ns2.dns-diy.com
182	voley	com	Lin ZanSong	ns1.dns-diy.com ns2.dns-diy.com
183	komec	com	Lin ZanSong	ns1.dns-diy.com ns2.dns-diy.com
184	yhehun	com	Lin ZanSong	ns1.dns-diy.com ns2.dns-diy.com

Report Results

7

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185	clickandmortar	com	Lin ZanSong	ns1.dns-diy.com ns2.dns-diy.com
186	uysal	com	lin zansong	ns1.dns-diy.com ns2.dns-diy.com
187	valdeloire	com	Lin ZanSong	ns1.dns-diy.com ns2.dns-diy.com
188	qinet	com	lin zan song	ns1.dns-diy.com ns2.dns-diy.com
189	fengshun	com	.	none ns2.hanwei.net ns1.hanwei.net
190	yingde	com	Lin ZanSong .	ns1.dns-diy.com ns2.dns-diy.com
191	yueqing	com	Lin ZanSong .	ns1.dns-diy.com ns2.dns-diy.com
192	pingyang	com	Lin ZanSong .	ns1.dns-diy.com ns2.dns-diy.com
193	erziehung	com	Lin ZanSong .	ns2.proredirect.com ns1.proredirect.com
194	actg	com	Lin ZanSong .	ns2.proredirect.com ns1.proredirect.com
195	alsudairy	com	Lin ZanSong .	ns2.proredirect.com ns1.proredirect.com
196	aceite	com	lin zansong .	ns2.proredirect.com ns1.proredirect.com
197	anqing	com	Lin ZanSong .	ns1.dns-diy.com ns2.dns-diy.com
198	alpineski	com	Lin ZanSong	ns1.dns-diy.com ns2.dns-diy.com
199	0899	com	Lin ZanSong	ns1.dns-diy.com ns2.dns-diy.com
200	starcom	com	Lin ZanSong	ns.xinnetdns.com ns.xinnet.cn
201	cntrips	com	China Internet Limited .	dns1.365.com dns2.365.com dns7.365.com dns8.365.com
202	yongjia	com	Lin ZanSong .	ns1.dns-diy.com ns2.dns-diy.com
203	luliang	com	luliang.com	ns1.dns-diy.com ns2.dns-diy.com
204	iwanttobet	com	Lin ZanSong	ns1.dns-diy.com ns2.dns-diy.com
205	lowo	com	Lin ZanSong	ns1.dns-diy.com ns2.dns-diy.com
206	inhee	com	Lin ZanSong Wang, Jun	ns1.dns-diy.com
207	leiing	com	lin zan song	ns1.dns-diy.com ns2.dns-diy.com
208	belkz	com	Lin ZanSong	ns1.proredirect.com ns2.proredirect.com
209	caitu	com	mouyiming	dns1.365.com dns2.365.com
210	autotracer	com	Lin ZanSong .	ns2.proredirect.com ns1.proredirect.com
211	secsy	com	lin zansong .	ns2.proredirect.com ns1.proredirect.com
212	argumentation	com	Lin ZanSong .	ns2.proredirect.com ns1.proredirect.com

Markmonitor - Do you know who's using your brand? We Do.

213	china-media	com	Lin ZanSong .	
214	defygravitypilates	com	Lin ZanSong .	ns2.proredirect.com ns1.proredirect.com
215	iquidmedia	com	Lin ZanSong	ns2.proredirect.com ns1.proredirect.com
216	dongguan	com	Lin ZanSong .	ns.xinnetdns.com ns.xinnet.cn
217	12121	com	Lin ZanSong Lin ZanSong	ns1.dns-diy.com ns2.dns-diy.com
218	chizhou	com	lin zan song .	ns1.dns-diy.com ns2.dns-diy.com
219	ballo	com	Lin ZanSong .	dns1.365.com dns2.365.com
220	baobao	com	Lin ZanSong .	ns2.proredirect.com ns1.proredirect.com
221	eventlist	com	Lin ZanSong .	ns1.dns-diy.com ns2.dns-diy.com
222	longgang	com	Lin ZanSong .	ns2.proredirect.com ns1.proredirect.com
223	epetstore	com	lin zan song .	ns1.dns-diy.com ns2.dns-diy.com
224	brightcube	com	Lin ZanSong .	ns2.proredirect.com ns1.proredirect.com
225	askide	com	Lin ZanSong .	ns2.proredirect.com ns1.proredirect.com
226	dillsauce	com	Lin ZanSong .	ns2.proredirect.com ns1.proredirect.com
227	disposablecameras	com	Lin ZanSong .	ns2.proredirect.com ns1.proredirect.com
228	airjack	com	Lin ZanSong .	ns2.proredirect.com ns1.proredirect.com
229	0578	com	Lin ZanSong .	ns2.proredirect.com ns1.proredirect.com
230	decatv	com	lin zan song .	ns1.dns-diy.com ns2.dns-diy.com
231	wen-zhou	com	Lin ZanSong	ns2.proredirect.com ns1.proredirect.com
232	aohe	com	yiming mou mouyiming	ns1.dns-diy.com ns2.dns-diy.com
233	chmad	com	Lin ZanSong .	ns1.silverclicks.com ns2.silverclicks.com
234	cheapsmokes	com	Lin ZanSong .	ns2.proredirect.com ns1.proredirect.com
235	artschronicle	com	Lin ZanSong .	ns2.proredirect.com ns1.proredirect.com
236	anagabriel	com	Lin ZanSong .	ns2.proredirect.com ns1.proredirect.com
237	pinaud	com	Lin ZanSong .	ns2.proredirect.com ns1.proredirect.com
238	cryz	com	Lin ZanSong .	ns1.dns-diy.com ns2.dns-diy.com
239	bbs365	com	Lin ZanSong .	ns2.proredirect.com ns1.proredirect.com
240	boxlot	com	Lin ZanSong .	dns1.365.com dns2.365.com
				ns2.proredirect.com ns1.proredirect.com

Report Results

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241	constructionworker	com	Lin ZanSong .	ns2.proredirect.com ns1.proredirect.com
242	coswig	com	Lin ZanSong	ns1.dns-diy.com ns2.dns-diy.com
243	5311	com	mouyiming	dns1.365.com dns2.365.com
244	3677	com	Lu AFeng	dns1.365.com dns2.365.com dns8.365.com dns7.365.com
245	bautex	com	Lin ZanSong .	ns2.proredirect.com ns1.proredirect.com
246	bietigheim	com	Lin ZanSong .	ns2.proredirect.com ns1.proredirect.com
247	fakeit	com	Lin ZanSong .	ns2.proredirect.com ns1.proredirect.com
248	caremiles	com	Lin ZanSong .	ns2.proredirect.com ns1.proredirect.com
249	connectconsult	com	Lin ZanSong .	ns2.proredirect.com ns1.proredirect.com
250	bxol	com	Lin Zan Song .	ns2.proredirect.com ns1.proredirect.com
251	21cn	net	21cn corporation limited 21CN Corporation Limited	dns.21cn.net dns.21cn.com
252	grabnames	com	GrabNames.com, Inc.	ns1.dns-diy.com
253	grabname	com	GrabNames.com, Inc.	ns1.dns-diy.com
254	gardeningdirectory	com	Lin ZanSong .	ns1.dns-diy.com
255	cndm	com	Lin Zan Song	ns1.dns-diy.com ns2.dns-diy.com
256	xn--g2xx48c	com	lin zan song	ns2.onlinenic.com ns1.onlinenic.com
257	dogusgroup	com	Lin ZanSong .	ns2.proredirect.com ns1.proredirect.com
258	flyo	com	Lin ZanSong .	ns2.proredirect.com ns1.proredirect.com
259	semm	com	lin zan song	ns1.dns-diy.com ns2.dns-diy.com
260	ferre	com	Lin ZanSong	ns1.dns-diy.com ns2.dns-diy.com
261	elitenames	com	Lin ZanSong .	ns2.proredirect.com ns1.proredirect.com
262	chaohu	com	Lin ZanSong .	ns1.dns-diy.com ns2.dns-diy.com
263	caigou	com	lin zan song .	ns1.dns-diy.com ns2.dns-diy.com
264	javelink	com	Lin ZanSong	ns1.dns-diy.com
265	sexymovieclips	com	Lin ZanSong .	ns2.mydomain.com ns1.mydomain.com
266	readerswives	com	Lin ZanSong	ns1.dns-diy.com ns2.dns-diy.com
267	giantrecords	com	Lin ZanSong	ns1.dns-diy.com ns2.dns-diy.com

Report Results

Markmonitor - Do you know who's using your brand? We Do.

268	georgialaws	com	Lin ZanSong	ns1.dns-diy.com ns2.dns-diy.com
269	qingxi	com	Lin ZanSong	ns1.dns-diy.com
270	airbarrel	com	Lin ZanSong	ns1.dns-diy.com ns2.dns-diy.com
271	printportal	com	Lin ZanSong	ns1.dns-diy.com
272	biopharmaceutical	com	Lin ZanSong	ns1.dns-diy.com ns2.dns-diy.com
273	platium	com	Lin ZanSong	ns1.dns-diy.com
274	naoya	com	Lin ZanSong	ns1.dns-diy.com ns2.dns-diy.com
275	espot	com	Lin ZanSong	ns1.dns-diy.com
276	freestore	com	Lin ZanSong	ns1.dns-diy.com ns2.dns-diy.com
277	ahenkx	com	Lin ZanSong	ns1.dns-diy.com ns2.dns-diy.com
278	brandonfl	com	Lin ZanSong .	ns2.proredirect.com ns1.proredirect.com
279	roofbiz	com	lin zan song	ns1.dns-diy.com
280	azarmory	com	Lin ZanSong .	ns2.proredirect.com ns1.proredirect.com
281	myfi	com	Lin Zan Song .	ns2.proredirect.com ns1.proredirect.com
282	magicalsailorfuku	com	Lin ZanSong	ns1.dns-diy.com
283	longkou	com	Lin ZanSong	ns1.dns-diy.com
284	longwan	com	lin zan song	ns1.dns-diy.com
285	bestsexxx	com	Lin ZanSong .	ns2.proredirect.com ns1.proredirect.com
286	dnbiz	com	Hangzhou 365 Network Co., Ltd. Hangzhou 365 Network Co., Ltd.	ns1.dns-diy.com ns2.dns-diy.com
287	costavita	com		ns3.parked-domains.net ns4.parked-domains.net
288	7768	com	Lu A Feng	dns1.365.com dns2.365.com dns4.365.com dns5.365.com dns3.365.com

Contact us at: Phone 1-800-337-7520 or Email
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Report Results

Exhibit E

quinn emanuel trial lawyers | los angeles
865 South Figueroa Street, 10th Floor, Los Angeles, California 90017 | TEL 213-443-3000 FAX 213-443-3100

August 10, 2005

VIA MAIL & ELECTRONIC MAIL

Mr. Lin ZanSong
1688 RM RD.
Wenzhou, Zhejiang
China 325000

Infringement of A.M.P.A.S.® Mark

Dear Mr. ZanSong:

We are counsel to the Academy of Motion Picture Arts and Sciences (the "Academy"). We are writing with regard to your registration and use of the domain name AMPAS.COM.

Please be advised that the commercial use of the A.M.P.A.S.®, ACADEMY AWARD®, and ACADEMY AWARDS® marks is impermissible. As you are undoubtedly aware, the Academy annually confers copies of its Academy Award of Merit, popularly known to the public as the "Oscar," to persons who make outstanding contributions in the motion picture industry. The A.M.P.A.S.®, ACADEMY AWARD®, and ACADEMY AWARDS® marks have come to symbolize the most outstanding achievements in motion picture-making. As a result of the long and continuous use of its A.M.P.A.S.®, ACADEMY AWARD®, ACADEMY AWARDS® marks in conjunction with its products and services, the Academy has gained valuable goodwill and a strong customer recognition in these trademarks throughout the world. To protect these valuable rights, the Academy has obtained a federal trademark registration for its A.M.P.A.S.®, word mark pursuant to Certificate of Registration No. 2,166,918, and for its ACADEMY AWARDS® word mark in China pursuant to Certificate of Registration No. 94,014,541.

quinn emanuel urquhart oliver & hedges, llp
NEW YORK | 335 Madison Avenue, 17th Floor, New York, New York 10017 | TEL 212-702-8100 FAX 212-702-8200
SAN FRANCISCO | 50 California Street, 22nd Floor, San Francisco, California 94111 | TEL 415-875-6600 FAX 415-875-6700
SILICON VALLEY | 555 Twin Dolphin Drive, Suite 560, Redwood Shores, California 94065 | TEL 650-801-5000 FAX 650-801-51
PALM SPRINGS | 45-025 Manitou Drive, Suite 10, Indian Wells, California 92210 | TEL 760-345-4757 FAX 760-345-2414
SAN DIEGO | 4445 Eastgate Mall, Suite 200, San Diego, California 92121 | TEL 858-812-3107 FAX 858-812-3336

We would further like to advise you of the Uniform Dispute Resolution Policy ("UDRP") adopted by the Internet Corporation for Assigned Names and Numbers ("ICANN") to govern .com, .net, .org, .biz, and .info domain name disputes in the U.S. and abroad. The UDRP provides for binding arbitration which can order the transfer or deletion of an infringing domain name registration.

The UDRP enumerates the following three elements to determine whether a domain name is infringing: (1) that the domain name is identical or confusingly similar to a trademark or service mark in which the complainant has rights; (2) that the domain name registrant has no rights or legitimate interests in respect to the domain name; and (3) that the domain name has been registered and is being used in bad faith. The UDRP sets forth the following nonexclusive factors which show use in bad faith: (a) where the domain name was registered or acquired for the purpose of extracting payment from the trademark owner or its competitors in excess of the costs associated with registering or acquiring the domain name; (b) the domain name was registered in order to prevent the trademark owner from being able to use it as a domain name; (c) the domain name was registered for the purpose of disrupting the business of a competitor; or (d) the domain name registrant has used the domain name to divert commercial traffic to its website by creating a likelihood of confusion among Internet users.

In light of the strength of the Academy's mark and the fact that you have no intellectual property rights in AMPAS.COM, no right to use the domain name commercially, and its use is likely to confuse visitors searching the Academy's site, it is likely that a court would find that AMPAS.COM was registered with a bad faith intent to profit.

The Academy may also bring suit in the U.S. under the of the Anticybersquatting Consumer Protection Act[1] (the "Act"). It provides for the transfer or deletion of domain names registered or used with a bad faith intent to profit from a distinctive or famous trademark.

The Act enumerates nine factors to consider in determining whether a registrant has a bad faith intent to profit from a mark. The factors a court may consider include: (1) whether the registrant has trademark or other intellectual property rights in the domain name; (2) the extent to which the domain name consists of the legal name of the registrant; (3) whether the registrant has made prior use of the domain name in connection with the bona fide offering of any goods or services; (4) whether the registrant has made bona fide noncommercial or fair use of the name; (5) whether the registrant intended to divert customers from the mark owner's online location for commercial gain or with intent to tarnish or disparage the mark; (6) whether the registrant has offered to transfer, sell, or otherwise assign the domain name for financial gain; (7) whether the registrant provided materially misleading or false contact information; (8) whether the registrant has registered multiple domain names which it knows are identical or confusingly similar to famous or distinctive marks; and (9) the extent to which the mark incorporated in the domain name is or is not distinctive or famous.

---

[1]See 15 U.S.C. 1125(d) (2002).

Because you have no right to use the domain name commercially, it is likely that a court would find that AMPAS.COM was registered with a bad faith intent to profit.

Based on the foregoing, the Academy must request that you provide us with your written assurance that you will immediately (1) transfer your registration for AMPAS.COM to the Academy and provide us a copy of the transfer request; (2) halt construction of any and all Web sites incorporating the Academy's marks or any colorable imitations thereof; (3) refrain from registering or using the Academy's trademarks, or any colorable imitations thereof, as domain names; and (4) refrain from selling, transferring, or otherwise distributing tickets to any Academy Awards presentations.

Unless we receive your written agreement to the foregoing within fourteen (14) days, the Academy will have no choice but to pursue its legal remedies. Please contact us promptly to resolve this matter.

Very truly yours,

David W. Quinto

DWQ/bt
03848/672397.1

cc: Bruce Davis
Ric Robertson
Scott Miller, Esq.

Exhibit F

世 界 知 识 产 权 组 只

世界知识产权组织仲裁与调解中心

W LD INTELLECTUAL
PROPERTY ORGANIZATION

WIPO Arbitration and Mediation Center

2006年1月16日

事关: 第 D2005-1034号案 –
<ampas.com>
裁决通知

现将行政专家组于2005年12月22日对上述案件所作裁决的全文通知如后，请查收。

行政专家组的裁定如下：

“鉴于上述所有理由，根据《政策》第4条(i)款和《规则》第15条，专家组裁定将该域名<ampas.com>转移给申诉人。”

根据《统一域名争议解决政策》第4条(k)项，下文列出的注册机构应在收到本通知后的第10个工作日（以该注册机构总部所在地的工作时间为准）开始执行上述裁决。如果在该10日等待期届满之前，被投诉人向注册机构提交正式文件（例如由法院书记员盖章签收的起诉书的副本），表明其已在投诉人根据《统一域名争议解决政策细则》（下称该*细则*）第3条(b)项第(xiii)目接受管辖的管辖区内向投诉人提起法律诉讼，则有关注册机构将不执行该裁决。

根据细则第16条(a)项，注册机构应按指示在未收到被投诉人根据上述规定发出通知的情况下，将行政专家组裁决的具体执行日期尽快通知投诉人、被投诉人、因特网域名和数字地址分配公司（ICANN）以及WIPO仲裁与调解中心。

您诚挚的，

Yusun Park

案件管理人

寄送文件

本通知已按以下详细联系办法传送给投诉人:

Scott Miller

威西尔大街 8949 号

比弗利山，加利福尼来 90211

美国

电话：+1 (310) 247-3000

传真：+1 (310) 859-9351

此诉讼程序中的原告授权代理人是：

Brian T. Kang

Quinn Emanuel Urquhart Oliver & Hedges, LLP

South Figueroa Street 865 号，10 层

洛杉矶，加利福尼亚 90017-2543

美国

电话：+1 (213) 443-3689

传真：+1 (213) 443-3100

briankang@quinnemanuel.com

传送方式如下:

[X] 邮件/快件 (并附原件)
[X] 电子邮件 (并附附件)

本通知已按以下详细联系办法传送给被投诉人:

Lin ZanSong

人民路 1688 号

温州，中国 325000

电话：+86.577.62580998

传真：名称与地址
master@21.cn.net
postmaster@ampas.com

Lin ZanSong
1688 RM RD.
Wenzhou
Zhejiang 325000

8657762580998 (Office telephone)

传送方式如下:

[X] 邮件/快件 (并附原件)
[X] 电子邮件 (并附附件)

已通过下述方传向因特网域名和数字地址分配公司(ICANN)寄送本通知：

[X] 电子邮件 (并附附件)

另已向下列注册机构寄送副本：

OnlineNic, Inc. dba China-Channel.com

传送方式如下: [X] 电子邮件 (并附附件)

ARB 20 JAN. 2006

世界知识产权组织仲裁与调解中心

行政专家组裁决书

美国电影艺术与科学学院诉 **Lin Zansong** 案

案号：**D2005-1034**

1. 当事人

申诉人是美国电影艺术与科学学院，比弗利山，加里福尼亚，美国。由美国的 Quinn Emanual Urquhart Oliver & Hedges, LLP 作为代表。

被诉人是 Lin Zansong，中国浙江温州。

2. 域名与注册机构

所争议的域名是<ampas.com>，注册于 OnlineNic, Inc. d/b/a China-Channel.com

3. 受案程序

申诉人于 2005 年 9 月 30 日向世界知识产权组织仲裁与调解中心(下称“中心”)呈交了申诉书。2005 年 10 月 4 日，中心向 OnlineNic, Inc. d/b/a China-Channel.com 发出电子邮件，要求其为待决之域名提供相关注册机构验证。2005 年 10 月 8 日，OnlineNic, Inc. d/b/a China-Channel.com 向中心发来电子邮件，其验证回复，确认被诉人名列注册人列表，并提供了行政联系人、付费联系人和技术联系人的具体联络办法，并说明注册协议为英文。但在 2005 年 10 月 11 日，OnlineNic, Inc. d/b/a China-Channel.com 又发了一份电子邮件，通知中心注册协议所用语言是中文而不是其 2005 年 10 月 8 日电子邮件所述的英文。

2005 年 10 月 11 日，中心通知申诉人，争议域名的注册协议所用语言是中文。中心也相应要求申诉人提供令其满意的证据，证明申诉人与被诉人之间有同意裁决程序以英文进行的有效协议，否则，申诉人须呈交申诉书的中文译文。申诉人回复了中心关于裁决程序所用语言的通知，要求并获得了呈交申诉书译文的延期。

2005 年 10 月 17 日，申诉人将一份申诉书的中译文以电子邮件递交中心，并将一份打印件连同附件以快件递送中心、被诉人和注册机构。2005 年 10 月 27 日，被

诉人向中心发出电子邮件(用英文)，询问中心本案是否已被撤销，因为他尚未收到中文申诉书。

中心答复被诉人，确认已于 2005 年 10 月 17 日经电子邮件收到申诉人提交的申诉书中译文，但注意到申诉人在将文件抄送被诉人时使用了错误的电子邮件地址。中心在同一份电子邮件中，将此事通知了申诉人，也将申诉人附有中文申诉书的电子邮件抄送给了被诉人。

中心审核了申诉书及其修改文件，以符合《统一域名争议解决政策》(下称“《政策》”)、《统一域名争议解决政策实施规则》(下称“《规则》”)和《世界知识产权组织统一域名争议解决政策补充规则》(下称“《补充规则》”)的正式要求。

根据《规则》第 2(a)款和 4(a)款，中心正式通知被诉人关于申诉书及其程序于 2005 年 11 月 1 日开始。根据《规则》第 5(a)款，答辩截止日期为 2005 年 11 月 21 日。被诉人未呈交任何答辩书。中心于 2005 年 11 月 23 日相应通知被诉人其缺席。

2005 年 12 月 6 日，中心指定陈国安(Richard Tan)为本案专家组的独任专家。本专家组认为其己适当组成。按中心规定，本专家组为确保遵守《规则》第 7 条的规定，呈交了《接受书和公正独立声明书》。

根据《规则》第 11 条，鉴于注册协议所用语言为中文，本裁决程序应以中文进行。

4. 基本事实

申诉人称，它是在 1927 年成立，其目的在于推动电影艺术与科学的发展，促进电影业的文化、教育和科技进步。申诉人最为人所知的是每年的 ACADEMY AWARDS 典礼(也就是俗称的“奥斯卡”(Oscars))，向电影界有创意人的人才及其他人才的成就献上赞誉。颁奖典礼每年都通过电视向全国及世界传播，包括中华人民共和国。

申诉人已经为“A.M.P.A.S”呈交申请并于 1998 年 6 月 23 日在美国取得注册商标号 2166918，属第 41、第 16 和第 9 类商标。

申诉人又称，由于其大量的广告、媒介以及组织颁奖典礼的公众利益，作为其在电影界活动的成果，A.M.P.A.S.已经成为驰名商标，并在公众心目中与申诉人联系在一起。

被诉人于 2002 年 3 月 24 日在注册机构注册了争议域名。争议域名分解出一个包含搜索引擎的网页，该网页链接了众多类目，包括“Oscar”(奥斯卡)、“Films”(电影)、“Sex”(性)、“Gay Sex”(同性恋)以及其它色情网站。点击这些类目会导向进一步的页面，其功能会链接去他方网站，其中许多均标明为“赞助链接”。

5. 当事人主张

A. 申诉人

申诉人主张基本如下：

(a) 争议域名<ampas.com>与申诉人注册的服务标识“A.M.P.A.S.”类似而易混淆，它将申诉人的商标完全包含在顶级扩展名“.com”中。

(b) 关于争议域名，被诉人不具有第 4(c)(i)款项下的权利或合法利益，因为他未曾使用也未在使用争议域名善意提供相关的商品或服务。再者，申诉人认为，被诉人是在利用争议域名将英特网用户转移到他的网站以谋取商业利益。申诉人认为，被诉人并非由于争议域名而广为人知，在该标识上也未曾获得任何商标权或服务标识的权利。

(c) 被诉人是恶意注册和使用争议域名，因为通过使用争议域名，被诉人以混淆申诉人的标识来造成一种可能，即将其作为被诉人网站的资源、赞助、关联机构和/或背书认可，试图吸引国际英特网用户而谋取商业利益。

B. 被诉人

被诉人对申诉人的主张未作答辩。

6. 分析与认定

申诉人有义务证明《政策》第 4(a)款项下的下列三个要素，以获取转移争议域名的权利：

“(i) 注册人的域名与申诉人享有权利的名称、商标或服务标识相同或类似易混淆；并且

(ii) 注册人对域名不享有权利或合法利益；并且

(iii) 注册人注册和使用域名属于恶意。”

本专家组应根据本案事实，按照上述三点来作相应审查。

A. 相同或类似易混淆

申诉人已经举证，证明其自 1998 年起就是美国注册商标 A.M.P.A.S 的所有权人，并拥有相应的权利。

本专家组也明确认定，争议域名与该标识完全相同。关于如何考虑一个域名是否完全相同，已有权威的定论，即当被诉人仅删除标点符号，进而加上“.com” gTLD 扩展名，则在裁定争议域名与申诉人的标识完全相同时对前述增删可不予理会：参见 *Geac Computer Corporation Limited v. Occ Pub Assn* WIPO Case No. D2002-0424, and *Chi-Chi's, Inc. v. Restaurant Commentary (Restaurant Commentary)* WIPO Case No. D2000-0321。

本专家组因此认为，《政策》第 4(a)(i)款成立。

B. 权利或合法利益

在《政策》第 4(a)(ii)款项下，申诉人也需证实被诉人对争议域名不享有权利或合法利益。申诉人应先承担确立本案成立的举证义务，一旦申诉人已经完成该义务，则转由被诉人承担作出相反证明的义务。参见 *Lucasfilm Ltd. and Lucas licensing Lte. v. Caupcake City and John Zuccarini,* WIPO Case No. D2001-0700。

申诉人宣称，被诉人过去和现在都没有将争议域名用于善意提供相关的商品和服务，并称被诉人是将域名用于将英特网用户转移到他的网站以谋取商业利益。申诉人还宣称，被诉人并非由于该域名而广为人知，也未获得该商标权及服务标识的权利。

鉴于被诉人未作答辩，为进行裁决程序，本专家组有权并现予采纳申诉人所称的事实是真实的：*Talk City Inc. v. Robertson,* WIPO Case No. D2000-0009(注意《规则》第 14(b)款规定，专家组有权根据被诉人未遵守规则的情况，“如其认为适当”，可据此“作出推断”，而根据《规则》第 15(a)款，专家组可基于所呈交的文件和声明作出裁决。).

当然，即使被诉人没有呈交答辩书，本专家组仍须考虑是否存在《政策》第 4(c)款项下所规定(非详尽列明)的情况，而支持被诉人对争议域名拥有权利或合法利益的认定，即：

(i) 在向被诉人发送关于争议的通知之前，被诉人将域名或与域名相应的名称，用于或有证明显示在准备用于善意提供相关的商品或服务；或者

(ii) 被诉人(个人、商行或其它组织)即使尚未获得商标权或服务标识的权利，但是已经通过该域名而广为人知；或者

(iii) 被诉人使用该域名属于合法正当的非商业性质，而没有故意为了谋取商业利益而误导转移客户或玷污待决的商标或服务标识的声誉。

如以上任何一种情况成立，被诉人可说是对该域名享有第 4(c)(ii)款项下的权利或合法利益(参见 *Digital Vision, Ltd. v. Advanced Chemill Systems,* WIPO Case No. D2001-0827)，在此情况下，申诉须予驳回。

根据《政策》第 4(c)(i)款，判断被诉人对争议域名拥有权利或合法利益是否成立，关键在于被诉人是否在将相关域名用于善意提供商品或服务。

本专家组注意到，被诉人对争议域名的唯一使用，是将该域名用来提供一个链接到众多他方网站的集合站，有的与“奥斯卡”(Oscars)有关(又再链接到他方的影像零售网站)，其他的是色情网站。这点不能构成善意提供商品或服务。再者，由于被诉人未作答辩，本专家组也推断被诉人不拥有与 A.M.P.A.S 相同的商标或服务标识(参见 *Nat'l Academy of Recording Arts & Sciences Inc. v. Lsites,* National Arbitration Forum, Case No. FA00103059)。同时，也没有证据显示被诉人由于该域名而广为人知。

为此，本专家组认定，《政策》第 4(c)项下的情况均不适用，而《政策》第

4(a)(ii)款成立。

C. 恶意注册和使用

《政策》第 4(a)(iii)款规定，申诉人除上列事项外，还须说明争议域名已经被恶意注册和使用。

《政策》第 4(b)款的规定列出了一份非详尽列明的情况清单，其中“如专家组认定存在该等情况，则证明注册和使用域名属恶意”。

《政策》第 4(b)(iv)款规定，下列情况是存在恶意注册和使用域名的证明：

“通过使用该域名，你方为谋取商业利益，企图吸引国际英特网用户访问你方网站或其它在线位置，以混淆申诉人的标识来造成一种可能，即将其作为你方网站或位置，或在你方网站或位置上的商品、服务的资源、赞助、关联机构或背书认可。”

本专家组采信，被诉人在“奥斯卡”(Oscar)、“电影”(Films)等目录下提供他方网站的链接，其中许多说明是“赞助”，这说明被诉人是知晓申诉人及其业务活动的。从被诉人在这些目录下的链接将用户转移到他方网站的行为，可以进一步推断，被诉人是使用争议域名谋取商业利益，通过混淆申诉人 A.M.P.A.S 标识来造成一种可能，即将其作为被诉人网站的资源、赞助、关联机构或背书认可，即《政策》 第 4(b)(iv)款所述之含义。

在被诉人缺席答辩申诉人指控的情况下，本专家组根据《政策》第 4(a)(iii)款的含义认定，域名已经被被诉人恶意注册并正在恶意使用。

7. 裁决

鉴于上述所有理由，根据《政策》第 4 条(i)款和《规则》第 15 条，专家组裁定将该域名<ampas.com>转移给申诉人。

独任专家
陈国安(Richard Tan)

日期：2005 年 12 月 22 日

Exhibit G

World Intellectual Property Organization

WIPO Arbitration and Mediation Center

Jan 16th, 2006

Matter: Case No. D2005-1034
Arbitration Notice for <ampas.com>

We hereby notify the full text of the arbitration for the foresaid case by the administrative expert team on Dec 22nd, 2005 as below, please check.
Arbitration by the administrative expert team is as follows:

"Whereas the foresaid all causes, according to Article (i) in Clause IV of the "Policy" and Article XV in the "Regulations", the expert team rules to transfer this domain name of <ampas.com> to the appellant."

According to Item (k) in Article 4 in the "Policy for dispute settlement in uniform domain name", the registration institution listed below should start to execute the foresaid judgment since the 10th working day (With the working hour in the location of the headquarters of this registration institution as standard) after receiving this notice. If before the expiration of this 10-day outstanding period, the defendant submits the official documents (Such as the counterpart of the indictment signed by the secretary of the court with the stamp) to the registration institution, indicating it has lodged a lawsuit to the appellant within the precinct where the appellant accepts the jurisdiction according to Sub-item xiii in Item (b) in Clause 3 of the "Specific rules of the policy for dispute settlement for uniform domain name", then the relevant registration institution will not execute this judgment.

According to Sub-item (a) in Clause 16 of the rules, the registration institution will follow the instructions to notify the specific execution date judged by the administrative expert team to the appellant, the defendant, Internet Domain Name and

Digital Address Distribution Company (ICANN) and Arbitration & Mediation Center of WIPO as soon as possible under the circumstance of not receiving the notice issued by the defendant according to the foresaid regulations.

Yours sincerely,

Yusun Park
Case Administrator

Documentations Delivered

This notice has been delivered to the appellant as the following detail contact:

Scott Miller
#8949, Wilshire Boulevard, Beverly Hills, California, 90211
USA
Tel: +1 (310) 247-3000
Fax: +1 (310) 859-9351

Authorized attorney of the plaintiff in this proceeding is:
Brian T. Kang
Quinn Emanuel Urquhart Oliver & Hedges, LLP
#865, South Figueroa Street, 10th Floor
Los Angeles, California, 90017-2543
USA
Tel: +1 (213) 443-3689
Fax: +1 (213) 443-3100
Briankang@quinnemanuel.com

Delivery means is as below:

[X] Post/Express mail (Attached with the original copy)
[X] E-mail (Attached with the original copy)

This notice has been delivered to the defendant as the following detail contact:

Lin Zansong
#1688, Renmin Road
Wenzhou, PR China 325000
Tel: +86. 577. 62580998 (Office telephone)
Fax: Name and address
master@21.cn.net
postmaster@ampas.com

Delivery means are as below:

[X] Post/Express mail (Attached with the original copy)
[X] E-mail (Attached with the attachment)

This notice has been sent to Internet Domain Name and Digital Address Distribution Company (ICANN) by the following means:

[X] E-mail (Attached with the attachment)
In addition, the counterpart has the delivered to the following registration institution:
OnlineNic, Inc. dba China-Channel.com
Delivery means is as below: [X] E-mail (Attached with the attachment)

Arbitration & Mediation Center in World Intellectual Property Organization

Verdict by Administrative Expert Team

Lawsuit proceeding against Lin Zansong by
Academy of Motion Picture Arts and Sciences of America

Case No.: D2005-1034

1. Parties

Appellant is Academy of Motion Picture Arts and Sciences of America, Beverly Hills, California, USA, represented by Quinn Emanual Urquhart Oliver & Hedges, LLP in USA.

Defendant is Lin Zansong, Wenzhou, Zhejiang, The People's Republic of China

2. Domain name and registration institution

The domain name in dispute is <ampas.com>, registered in OnlineNic, Inc. d/b/a China-Channel.com

3. Proceedings

Appellant submitted the appeal to Arbitration & Mediation Center ("Hereinafter refer to as "Center"") in World Intellectual Property Right Organization on Sep 30th, 2005. On Oct 4th, 2005, the center sent an E-mail to OnlineNic, Inc. d/b/a China-Channel.com, requesting it to provide the verification by the relevant registration institution for the pending domain name. On Oct 8th, 2005, OnlineNic, Inc. d/b/a China-Channel.com sent an E-mail to the center, in which the verification reply confirmed the defendant was registered in the list of registrants, and provided the detail contacts of Administrative Contact Person, Contact Person for payment and Technical Contact Person, and noted that the registration agreement is in English. But on Oct 11th, 2005, OnlineNic, Inc. d/b/a China-Channel.com sent another E-mail, notifying the center that the language of the registration agreement is Chinese rather than English as mentioned in the E-mail on Oct 8th, 2005.

On Oct 11th, 2005, the center notified the appellant that the language used in the registration agreement for the domain name in dispute was Chinese. Correspondingly, the center also requested the appellant to provide the satisfactory evidence, to prove there is a valid agreement between the appellant and the defendant agreeing the arbitration proceedings to be carried out in English, otherwise, the appellant must submit the translated script of the petition in Chinese. The appellant replied the center on the notice for the language used in the verdict proceedings, and requested and received the extension for the period of submitting the translated script of the petition.

On Oct 17th, 2005, the appellant submitted one copy of the translated script of the petition in Chinese to the center by E-mail, and delivered one printed copy and the attachments to the center, the appellant and the registration institution by courier. On Oct 27th, 2005, the defendant sent an E-mail (In English) to the center, enquiring the center for whether this case has been withdrawn or not, because he has not received the petition in Chinese.

The center replied to the defendant that it confirmed having received the translated script of the petition in Chinese submitted by the appellant by E-mail on Oct 17th, 2005, but it also noted that the appellant used the wrong E-mail address when forwarding the document to the defendant. In the same E-mail, the center notified the appellant with this issue, and also forwarded the E-mail attached with the petition in Chinese from the appellant to the defendant.

The center has received the petition and its revised document, to meet the official requirements in the "Policy for dispute settlement for uniform domain name" (Hereinafter refer to as "Policy"), the "Implementation rules for policy of dispute settlement for uniform domain name" (Hereinafter refer to as "Rules") and the "Supplementary rules for policy of dispute settlement for uniform domain name in World Intellectual Property Organization" (Hereinafter refer to as "Supplementary rules").

According to Articles 2 (a) and 4 (a) in the "Rules", the center officially notified the appellant that the petition and its proceedings would start from Nov 1st, 2005. According to Article 5 (a) in the "Rules", the deadline for pleading was Nov 21st, 2005. Defendant did not submit any pleading letter. Correspondingly, the center notified the absence of the defendant on Nov 23rd, 2005.

On Dec 6th, 2005, the center designated Mr. Richard Tan as Exclusive Expert of the expert team in this case. This expert team believed it had been appropriately constituted. As regulated in the center, to ensure compliance with the regulations in Article 7 in the "Rules", this expert team has submitted the "Letter of Acceptance and Statement for Justice and Independence".

According to Article 11 in the "Rules", considering the language used in the registration agreement is Chinese, this proceeding should be in Chinese.

4. Basic facts

Appellant claimed that it was founded in 1927, and its purpose is to promote the development of motion picture arts and sciences, and promote the progress of culture, education and technology of the motion picture industry. The most well-known event in the appellant is the "Academy Awards" ceremony in each year (Also called as "Oscars"), to present recognition for the contributions by the creative talents and other talents in the movie industry. Every year, the award presentation ceremony will be broadcasted to the whole country and the world through television, including The People's Republic of China.

Appellant has submitted the application for "A.M.P.A.S" and received the registered trademark with the number for 2166918 in USA on June 23rd, 1998, which belongs to the trademark in Categories 41, 16 and 9.

Appellant also claimed that due to its huge amount of advertising, media as well as the public interests for organizing the award presentation ceremony, and as its achievements of the activities in the motion picture industry, A.M.P.A.S has become a well-known trademark, and has been connected with the appellant in the mind of the public.

On March 24th, 2002, the defendant registered the domain name in dispute in the registration institution on March 24th, 2002. The domain name in dispute has been broken down into a webpage including the search engine, and this webpage linked with many categories, including "Oscar", "Films", "Sex", "Gay Sex" and other pornographic websites. Clicking these categories will lead the further webpage, and its function will link to other websites, including many marked as "Sponsored linkages".

5. Claims by the parties

A. Appellant

Claims by the appellant are basically as follows:

(a) The domain name <ampas.com> in dispute is similar as the service trademark "A.M.P.A.S" registered by the appellant and is easy to be mixed up, which totally includes the trademark of the appellant in the top-class extended name ".com".

(b) In term of the domain name in dispute, the defendant does not own the rights or legal interest under Sub-item 4 (c) (i), because he has never used the domain name in dispute nor the relevant commodities or services provided. In addition, the appellant believed the defendant was making use of the domain name in dispute to transfer the Internet user to his website to make commercial interests. Appellant believes the defendant gets well known not due to the domain name in dispute, and has also never received any trademark right or right of service mark.

(c) Defendant maliciously registered and used the domain name in dispute, because by using the domain name in dispute, the appellant caused a possibility by mixing the mark of the appellant, i.e. using it as the resource, sponsorship, recognition for associate institutions and/or recitation for the website of the defendant, trying to attract the international Internet user to make the commercial interest.

B. Defendant

Defendant does not plead for the claims by the appellant.

6. Analysis and recognition

Appellant is obliged to prove three following elements under Item 4 (a) in the "Policy", so as to obtain the right to transfer the domain name in dispute:

"(i) The domain name of the registrant is identical or similar and easy to be mixed up with the name of the right enjoyed by the appellant, the trademark or the service mark, and"

(ii) The registrant does not enjoy the right or legal interests for the domain name, and

(iii) Registration and use of domain name by the registrant are malicious."

According to the facts in this case, the expert team has made the corresponding inspections as per the foresaid three points.

A. Identical or similar and easy to be mixed up

Appellant has quoted proving he has been the owner of the registered trademark A.M.P.A.S in USA since 1998, and has owned the corresponding rights.

The expert team also clearly cognizes the domain name in dispute is completely identical with this mark. There has been the authoritative verdict for how to consider whether one domain name is completely identical or not, i.e. When the defendant only deletes the punctuation, and further add the extended name of ".com", then while judging the domain name in dispute is completely identical with the mark by the appellant, the foresaid addition or deletion may not be paid with attention: Refer to Geac Computer Corporation Limited v. Occ Pub Assn WIPO Case No. D2002-0424, and Chi-Chi's, Inc. v. Restaurant Commentary (Restaurant Commentary) WIPO Case No. D2000-0321.

Therefore the expert team believes Item 4 (a) (i) in the "Policy" is tenable.

B. Rights or legal interests

Under Item 4 (a) (ii) in the "Policy", Appellant also needs to prove the defendant does not enjoy rights or legal interests for the domain name in dispute. Appellant should firstly bear the quoting obligation to ensure this case is tenable, and once Appellant has fulfilled this obligation, then it turns out that the appellant bears the obligation to make the adverse quotation. Refer to Lucasfilm Ltd, and Lucas Licensing Lte. v. Caupcake City and John Zuccarini, WIPO Case No. D2001-0700.

Appellant claims that in the past and at present, Defendant has never used the domain name in good faith to provide the relevant commodities and services, and claims that Appellant uses the domain name to transfer the Internet users to his website to make commercial interests. Appellant also claims that the appellant is well known not due to this domain name, and also has not obtained the rights for this trademark and the service logo.

Considering Appellant does not plead, in order to carry out the proceeding, the expert team is entitled for and adopts that the facts claimed by the appellant are genuine: Talk City Inc. v. Robertson, WIPO Case No. D2000-0009 (Notice that Article 14 (b) in the "Regulations" regulates that the expert team is entitled to make the "Judgment" "if it believes appropriate" according to the situation that the appellant does not abide by the rules, and according to Article 15 (a) in the "Rules", the expert team can make judgment based on the documentations and statements submitted).

Of course, even if the defendant does not submit Letter of Pleading, the expert team still needs to consider whether there is the situation specified (Not specifically listed) under Article 4 (c) in the "Policy" existing or not, and supports the cognizance that the appellant owns the rights and legal interests for the domain name in dispute, i.e.:

(i) Before sending the notice on dispute to the appellant, the appellant makes the domain name or the name corresponding to the domain name used or there is evidence showing prepared to be used to provide relevant commodities or services in good faith, or

(ii) Even if the appellant (Individual, firm or other organizations) has not obtained the rights of trademark or service mark, he has been widely well known through this domain name, or

(iii) Use of this domain name by the appellant is a legal and legitimate behavior not in commercial nature, rather than intentionally misleading or transferring the client or sullying the reputation of the pending trademark or service logo for commercial interests.

If any of the foresaid circumstances is tenable, it can be described that the appellant owns the rights or legal interests of this domain name under Item 4 (c) (ii) (Refer to Digital Vision, Ltd. v. Advanced Chemill Systems, WIPO Case No. D2001-0827), and under this circumstance, the appeal must be rejected.

According to Article 4 (c) (i) in the "Policy", to determine whether the appellant owning the rights or legal interests for the domain name in dispute is tenable or not, the key is whether the appellant uses the relevant domain name to provide commodities or services in good faith.

The expert team notices that the exclusive use of the domain name in dispute by the appellant is to use this domain name to provide an aggregate website linking to many other websites, some of which are relevant with "Oscars" (Then linking to other video retail website) and others are pornographic websites. This point cannot constitute provision of commodities or services in good faith. In addition, due to the appellant does not plead, this expert team also concludes the appellant does not own the trademark or service logo identical with A.M.P.A.S (Refer to Nat'l Academy of Recording Arts & Sciences Inc. v. Lsites, National Arbitration Forum, Case No. FA00103059). Meanwhile, there is no evidence showing the appellant gets well known due to this domain name.

Therefore, the expert team believes all the circumstances under Item 4 (c) in the "Policy" are not applicable, but Item 4 (a) (ii) in the "Policy" is tenable.

C. Malicious registration and use

Item 4 (a) (ii) in the "Policy" regulates that besides the foresaid matters, the appellant should also state that the domain name in dispute has been maliciously registered and used.

Regulations in Item 4 (b) in the "Policy" give a non-specific situation list, including "If the expert team cognizes the existence of this kind of situation, then it proves registration and use of the domain name is malicious".

Item 4 (b) (iv) in the "Policy" regulates that the following situations are the evidences of existence of malicious registration and use of the domain name:

"By using this domain name, in order to make commercial interests, your party intends to attract international Internet users to visit your website or other on-line positions, so as to mix up the mark of the appellant to cause a kind of the possibility, i.e. make it as your website or position, or the resources, sponsorship, and recognition of resources, sponsorship, associate institutions or recitation of the commodity and services on your website or position."

The expert team believes that the defendant provides the link with other websites under the directories of "Oscar" and "Films", etc, including many notes as "Sponsorship", and this indicates that the defendant is aware of the appellant and his business activities. From the behavior that the defendant transfers the user to other website through the linkages under these directories, we can further conclude the defendant uses the domain name in dispute to make commercial interests, and by mixing up the A.M.P.A.S mark in the appellant, to cause a kind of the possibility, i.e. use it as the resource, sponsorship, associate institution or recognition of recitation of the website of the defendant, i.e. the meaning described in Item 4 (b) (iv) in the "Policy".

Under the circumstance that the defendant is absent for pleading the accusation by the appellant, according to the meaning recognition in Item 4 (a) (iii) in the "Policy", the expert team recognizes the domain name has been maliciously registered and is being maliciously used by the defendant.

7. Judgment

Considering all the foresaid reasons, according to Item 4 (i) in the "Policy" and Article 15 in the "Rules", the expert team rules to transfer this domain name

<ampas.com> to the appellant.

____

Exclusive Expert
Mr. Richard Tan

Dated: Dec 22nd, 2005

AMERICAN LANGUAGE SERVICES
INTERPRETING & TRANSLATING

Making the World a Little Smaller

DECLARATION OF TRANSLATOR

AFFIDAVIT OF TRANSLATION OF DOCUMENT

RE: Decision and Notification of Decision of World Intellectual Property Organization Case No. D2005-1034

STATE OF CALIFORNIA
County of Los Angeles

I, Jin Twyman, the undersigned, do depose and say:

I am a professional translator for the English and the Chinese languages. I have translated the above described document, which is attached hereto, and declare under penalty of perjury under the laws of the state of California that the attached translation of said document into English is a true and correct translation to the best of my knowledge.

Executed on this ninth day of April 2007,
at West Los Angeles, California.

TRANSLATOR

DINA SPEVACK, DIRECTOR
AMERICAN LANGUAGE SERVICES

1950 SAWTELLE BLVD., SUITE # 325, WEST LOS ANGELES, CALIFORNIA 90025
TEL: (310) 829-0741, FAX: (310) 829-3222, E-MAIL: translation@alsglobal.net
www.alsglobal.net

CALIFORNIA PROOF OF EXECUTION BY SUBSCRIBING WITNESS

State of California
County of Los Angeles } ss.

On April 10, 2007 (Date), before me, the undersigned Notary Public, personally appeared Dina Spevack (Name of Subscribing Witness), ☒ personally known to me – **OR** –

☐ proved to me on the oath/affirmation of ____________ (Name of Credible Witness Who Identifies Subscribing Witness),

who is personally known to me, to be the person whose name is subscribed to the within instrument as a witness thereto, who, being by me duly sworn, deposed and said that he/she was present and saw Jin Twyman (Name of Absent Principal Signer), the same person described in and whose name is subscribed to the within and annexed instrument in his/her authorized capacity(ies) as a party thereto, execute the same, and that said affiant subscribed his/her name to the within instrument as a witness at the request of Jin Twyman (Name of Principal Signer (Again)).

STEPHEN DEMIRGIAN
COMM. # 1589541
NOTARY PUBLIC-CALIFORNIA
LOS ANGELES COUNTY
COMM. EXP. JULY 18, 2009

Place Notary Seal Above

WITNESS my hand and official seal.

Stephen Demirgian
Signature of Notary Public

OPTIONAL

Though the information below is not required by law, it may prove valuable to persons relying on the document and could prevent fraudulent removal and reattachment of this form to another document.

Description of Attached Document

Title or Type of Document: Decision and Notification of Decision of World Intellectual Property Organization Case No. D2005-1034

Document Date: See Attached Number of Pages: 11

Signer(s) Other Than Named Above: ____________

Capacity Claimed by Absent Principal Signer

- ☐ Individual
- ☒ Corporate Officer — Title(s): CEO
- ☐ Partner — ☐ Limited ☐ General
- ☐ Attorney in Fact
- ☐ Trustee
- ☐ Guardian or Conservator
- ☐ Other: ____________

Absent Signer (Principal) Is Representing: ____________

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